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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/717,689	11/20/2003	George Barry Hanna	030309 (BLL-0091-P)	9316
36192	7590	10/10/2006	EXAMINER	
CANTOR COLBURN LLP - BELLSOUTH 55 GRIFFIN ROAD SOUTH BLOOMFIELD, CT 06002			AL AUBAIDI, RASHA S	
			ART UNIT	PAPER NUMBER
			2614	

DATE MAILED: 10/10/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

**Office Action Summary**

Application No.

10/717,689

Applicant(s)

GOERGE BARRY HANNA

Examiner

Rasha S. AL-Aubaidi

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 20 November 2003.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-17 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-17 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- |  |   |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)                                | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                       | 5) <input type="checkbox"/> Notice of Informal Patent Application                       |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)<br>Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____  |

## DETAILED ACTION

### ***Claim Rejections - 35 USC § 103***

1. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

2. Claims 1-17 are rejected under 35 U.S.C. 103(a) as being unpatentable over Zey (US PAT # 6,718,029) in view of peoples (US PAT # 6,134, 312).

Regarding claim 1, Zey teaches a method for making a telephone call connection (see abstract), comprising: receiving an incoming call (reads on elements 204 and 206, see Fig. 2 and elements 304-308 in Fig. 3 and its corresponding texts) at a computer in signal communication with a telephone being called by a caller, the telephone having an associated sign-up calling plan service billed to a home plan at a home plan rate (see col. 1, lines 33-38); prompting the caller with a first service announcement (see col. 1, lines 10-42 and lines 60-61); in response to the caller replying to the first service announcement and requesting that an outgoing call be made, prompting the caller to enter a personal identification number (this reads on the 14 digits card number, see col. 1, lines 40-42 lines 64-65); validating the personal identification number (see col. 2, lines 1-3) and prompting the caller with a second service announcement (see col. 1, lines 42-43 and lines 63-65); and in response to the caller replying to the second service announcement and entering a long distance or international destination telephone

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number to be called (see col. 1, lines 42-45 and lines 64-65), invoking an outbound call to the destination number (this basically reads on making the call), and in response to the destination number being answered (reads on element 410, Fig. 4), dropping the line (see col. 2, lines 2-3), thereby enabling the caller to communicate with the destination number (this limitation is inherent) via the home plan at the home plan rate (see col. 1, lines 35-38. This is also obvious. A person obviously does not want to have a higher rate than what he/she normally pays at home).

Zey does not specifically teach the use of a "computer" as recited in claim 1.

However, Peoples teaches the use of a microprocessor that controls establishing the connection, as shown in Fig. 3 element 350 and its corresponding text.

Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to incorporate the feature using a computer, as taught by Peoples, into the Zey system in order to increase the flexibility and the versatility to users.

Claims 7, 10-11 and 14-15 are rejected for the same reasons as discussed above with respect to claim 1.

Regarding claim 2, Zey teaches a three-way call between the computer, the caller, and the destination telephone number (Fig .1, Element 118, 102 and 122 and the corresponding text).

Claims 12 and 16 are rejected for the same reasons as discussed above with respect to claim 2.

Claim 3 recites “the invoking an outbound call comprises: in response to the telephone being serviced by more than one line, invoking an outbound call to the destination number on another line”. This limitation is obvious and well known in the art.

Claim 4 recites “in response to the caller replying to the second service announcement and entering a plurality of conference call telephone numbers to be called, invoking a conference call between the computer, the caller, and each of the plurality of telephone numbers, and in response to the conference call connections being made or terminated, dropping the computer off line, thereby enabling the caller to communicate with the plurality of telephone numbers via the home plan at the home plan rate”. Peoples teaches the feature of conference call (see col. 1, lines 67 and col. 2, lines 1-2).

Claim 5 recites “in response to the caller replying to the first service

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announcement and entering a call-forward command and a call-forward telephone number, redirecting all calls received at the computer to the call-forward telephone number". Peoples teaches the use of a call forward (see col. 30-33).

Claim 6 recites "in response to the destination number being busy and in response to a prompt from the caller, activating a call-back service, thereby enabling the caller to communicate with the destination number via the home plan at the home plan rate in response to the destination number not being busy". Peoples teaches the use of a callback feature (see col. 3, lines 1-12).

Claim 8 recites "the telephone is the caller's residence telephone". This limitation is obvious. A caller may chose to be connected to any destination such residential or business.

Claim 9 is rejected for the same reasons as discussed above with respect to claim 8.

Claims 13 and 17 are rejected for the same reasons as discussed above with respect to claims 1, 3-6, 10 and 14, respectively.

### ***Conclusion***

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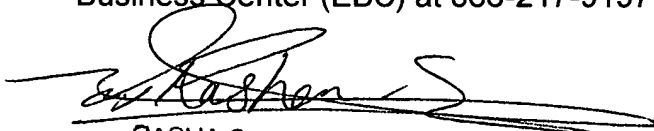
3. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Bates et al. (US PAT # 6, 931,110) teach a system and method for implementing calling card security and secured calling card (see abstract of the invention).

4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Rasha S AL-Aubaidi whose telephone number is (571) 272-7481. The examiner can normally be reached on Monday-Friday from 8:30 am to 5:30 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Wing Chan, can be reached on (571) 272-7493.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



RASHA S. AL-AUBAIDI  
PATENT EXAMINER

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**10/02/2006**